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October 15, 2007

BY OVERNIGHT DELIVERY

John G. Koeltl
United States District Judge
United States District Court for the
Southern District of New York
500 Pearl Street, Room 1030
New York, NY 10007

Re: **Frimpong v. 1199SEIU**
Index No. 07 CV 7375 (JGK)

Dear Judge Koeltl:

This firm represents the Defendant 1199SEIU United Healthcare Workers East ("1199" or "Union") in the above matter.

I write to inform you that pursuant to your Order dated August 28, 2007, the Union has filed a motion to dismiss/motion for summary judgment pursuant to Rules 12 and 56 of the Federal Rules of Civil Procedure, respectively. In accordance with your individual rules of practice courtesy copies of the motion will be provided to you when it is fully briefed.

Currently there is an initial conference scheduled for October 30, 2007 at 4:30 p.m. I was instructed by your clerk to inform chambers when the motion was filed, and that the October 30 conference would then be put off pending resolution of the motion.

Respectfully yours,

Levy Ratner, P.C.

[Signature]
David Slutsky

DMS:jos

cc: Arlen S. Yalkut, Esq., Attorney for Plaintiff (By overnight delivery w/enclosure)

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The 10/30/07 Conference is canceled.

So ordered.
10/16/07 *[Signature]* *D.S.P.*



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